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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/758,504	01/15/2004	Robert Beach	AP35641 - 072797.0268	6158
21003	7590	08/12/2005	EXAMINER	
BAKER & BOTTS 30 ROCKEFELLER PLAZA NEW YORK, NY 10112			MILORD, MARCEAU	
			ART UNIT	PAPER NUMBER
			2682	

DATE MAILED: 08/12/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/758,504

Applicant(s)

BEACH ET AL.

Examiner

Marceau Milord

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 May 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-22 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1. Claim 1-13, 15-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Connolly et al (US Patent No 6764012 B2) in view of Holmes et al (US Patent No 6636749 B2) and Barkan et al (US Patent No 6098877).

Regarding claims 1-5, Connolly et al discloses a wireless data communications device (figs. 16-17), arranged to be installed in a light fixture having a lamp socket for receiving a lamp (col. 9, lines 2-56), comprising: a housing containing a wireless data communications radio arranged to communicate with mobile units and other fixed wireless communications devices forming a data communications network (col. 5, lines 26-46; col. 8, lines 19-33).

Connolly et al does not specifically disclose the feature of a connector on a housing arranged to engage said lamp socket on said light fixture; a socket on said housing arranged to receive a connector of a lamp and connected to receive power from said connector on said

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housing; and a power supply in said housing arranged to receive power from said connector on said housing and provide power to said wireless data communications radio.

On the other hand, Holmes et al, from the same field of endeavor, discloses a wireless phone that includes an antenna, which allows wireless communication between the wireless phone and a base station, access point or other components of a wireless or cellular network. The connection device provides both a power connection and an audio connection between the vehicle and the wireless phone. The connection device includes a vehicle adapter, a Bluetooth module, a power cord, and a phone power connector. The vehicle adapter is a cigarette lighter adapter, which is adapted to plug in to the cigarette lighter socket in an automobile or other vehicle so as to receive DC power from the automobile (figs. 1-4; col. 4, lines 1-61).

Furthermore, the vehicle adapter is connected to the main cord, where the main cord includes components to transmit power from the vehicle adapter to the wireless phone and to transmit audio signals back and forth between the Bluetooth module located in the vehicle adapter and the wireless phone (col. 5, line 2- col. 6, line 65; col. 7, line 9- col. 8, line 65).

Barkan et al also discloses a device for generating and scanning the light beam, desirably a visible laser diode. The ring scanner further incorporates a detector for detecting the Light beam reflected by a bar code symbol. The module further includes a display for displaying status, control or other relevant information to the user. The module further includes a power supply arranged to power both the module and, by the wired link between the interfaces of the two components, the ring scanner and the he circuit board to which the ASIC and the connector are mounted in relation to the laser and scan mirror. The modular form of the reader component can comprise a board with the reader module at one end and a connector at

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the other end allowing the board to be mounted in any desired housing and connected as appropriate, for example to a gun-housing, a flat terminal- type housing or a cigar-shaped housing (col. 5, lines 7-51; col. 13, line 28- col. 14, line 44). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Barkan to the modified system of Holmes and Connolly in order to allow a user the flexibility to use a connection device to provide both electrical power for a wireless phone and Bluetooth-capability for wireless communication with Bluetooth device.

Regarding claims 6-11, Connolly as applied to claim 5 above differs from claims 6-11 in the present invention, in that Connolly fails to disclose a radio that communicates with mobile units using IEEE Standard 802.11 protocol; wherein said radio communicates with mobile units using Bluetooth protocol.

However, Holmes et al discloses a wireless phone that includes an antenna, which allows wireless communication between the wireless phone and a base station, access point or other components of a wireless or cellular network. The connection device provides both a power connection and an audio connection between the vehicle and the wireless phone. The connection device includes a vehicle adapter, a Bluetooth module, a power cord, and a phone power connector. The vehicle adapter is a cigarette lighter adapter, which is adapted to plug in to the cigarette lighter socket in an automobile or other vehicle so as to receive DC power from the automobile (figs. 1-4; col. 4, lines 1-61). Furthermore, the vehicle adapter is connected to the main cord, where the main cord includes components to transmit power from the vehicle adapter to the wireless phone and to transmit audio signals back and forth between the Bluetooth module

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located in the vehicle adapter and the wireless phone (col. 5, line 2- col. 6, line 65; col. 7, line 9- col. 8, line 65).

Barkan et al also discloses a device for generating and scanning the light beam, desirably a visible laser diode. The ring scanner further incorporates a detector for detecting the

Light beam reflected by a bar code symbol. The module further includes a display for displaying status, control or other relevant information to the user. The module further includes a power supply arranged to power both the module and, by the wired link between the interfaces of the two components, the ring scanner and the circuit board to which the ASIC and the connector are mounted in relation to the laser and scan mirror. The modular form of the reader component can comprise a board with the reader module at one end and a connector at the other end allowing the board to be mounted in any desired housing and connected as appropriate, for example to a gun-housing, a flat terminal-type housing or a cigar-shaped housing (col. 5, lines 7-51; col. 13, line 28- col. 14, line 44). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Barkan to the modified system of Holmes and Connolly in order to allow a user the flexibility to use a connection device to provide both electrical power for a wireless phone and Bluetooth-capability for wireless communication with Bluetooth device.

Regarding claims 12-13, 21, Connolly et al discloses a wireless data communications device (figs. 16-17), arranged to be installed in a light fixture having a lamp socket (col. 9, lines 2-56), comprising: a housing containing a wireless data communications radio arranged to communicate with mobile units and other fixed wireless communications devices forming a data communications network (col. 5, lines 26-46; col. 8, lines 19-33).

Connolly et al does not specifically disclose the feature of a connector on a housing arranged to engage said lamp socket on said light fixture; and a power supply in said housing arranged to receive power from said connector on said housing and provide power to said wireless data communications radio.

On the other hand, Holmes et al, from the same field of endeavor, discloses a wireless phone that includes an antenna, which allows wireless communication between the wireless phone and a base station, access point or other components of a wireless or cellular network. The connection device provides both a power connection and an audio connection between the vehicle and the wireless phone. The connection device includes a vehicle adapter, a Bluetooth module, a power cord, and a phone power connector. The vehicle adapter is a cigarette lighter adapter, which is adapted to plug in to the cigarette lighter socket in an automobile or other vehicle so as to receive DC power from the automobile (figs. 1-4; col. 4, lines 1-61).

Furthermore, the vehicle adapter is connected to the main cord, where the main cord includes components to transmit power from the vehicle adapter to the wireless phone and to transmit audio signals back and forth between the Bluetooth module located in the vehicle adapter and the wireless phone (col. 5, line 2- col. 6, line 65; col. 7, line 9- col. 8, line 65).

Barkan et al also discloses a device for generating and scanning the light beam, desirably a visible laser diode. The ring scanner further incorporates a detector for detecting the

Light beam reflected by a bar code symbol. The module further includes a display for displaying status, control or other relevant information to the user. The module further includes a power supply arranged to power both the module and, by the wired link between the interfaces of the two components, the ring scanner and the circuit board to which the ASIC and the connector are mounted in relation to the laser and scan mirror. The modular form of the reader component can comprise a board with the reader module at one end and a connector at the other end allowing the board to be mounted in any desired housing and connected as appropriate, for example to a gun-housing, a flat terminal-type housing or a cigar-shaped housing (col. 5, lines 7-51; col. 13, line 28- col. 14, line 44). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Barkan to the modified system of Holmes and Connolly in order to allow a user the flexibility to

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use a connection device to provide both electrical power for a wireless phone and Bluetooth-capability for wireless communication with Bluetooth device.

Regarding claims 15-20, Connolly as applied to claim 14 above differs from claims 15-20 in the present invention, in that Connolly fails to disclose a radio that communicates with mobile units using IEEE Standard 802.11 protocol; wherein said radio communicates with mobile units using Bluetooth protocol.

However, Holmes et al discloses a wireless phone that includes an antenna, which allows wireless communication between the wireless phone and a base station, access point or other components of a wireless or cellular network. The connection device provides both a power connection and an audio connection between the vehicle and the wireless phone. The connection device includes a vehicle adapter, a Bluetooth module, a power cord, and a phone power connector. The vehicle adapter is a cigarette lighter adapter, which is adapted to plug in to the cigarette lighter socket in an automobile or other vehicle so as to receive DC power from the automobile (figs. 1-4; col. 4, lines 1-61). Furthermore, the vehicle adapter is connected to the main cord, where the main cord includes components to transmit power from the vehicle adapter to the wireless phone and to transmit audio signals back and forth between the Bluetooth module located in the vehicle adapter and the wireless phone (col. 5, line 2- col. 6, line 65; col. 7, line 9- col. 8, line 65).

Barkan et al also discloses a device for generating and scanning the light beam, desirably a visible laser diode. The ring scanner further incorporates a detector for detecting the

Light beam reflected by a bar code symbol. The module further includes a display for displaying status, control or other relevant information to the user. The module further includes a power supply arranged to power both the module and, by the wired link between the interfaces of the two components, the ring scanner and the he

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circuit board to which the ASIC and the connector are mounted in relation to the laser and scan mirror. The modular form of the reader component can comprise a board with the reader module at one end and a connector at the other end allowing the board to be mounted in any desired housing and connected as appropriate, for example to a gun-housing, a flat terminal-type housing or a cigar-shaped housing (col. 5, lines 7-51; col. 13, line 28- col. 14, line 44). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Barkan to the modified system of Holmes and Connolly in order to allow a user the flexibility to use a connection device to provide both electrical power for a wireless phone and Bluetooth-capability for wireless communication with Bluetooth device.

Regarding claim 22, Connolly et al discloses a wireless data communications device (figs. 16-17), arranged to be installed in a florescent light fixture having first and second spaced lamp sockets arranged to receive a florescent tube (col. 9, lines 2-56), comprising: a housing containing a wireless data communications radio arranged to communicate with mobile units and other fixed wireless communications devices forming a data communications network (col. 5, lines 26-46; col. 8, lines 19-33).

Connolly et al does not specifically disclose the feature of a first and second spaced connectors on said housing arranged to engage said lamp sockets on said light fixture; and a power supply in said housing arranged to receive power from said connectors on said housing and provide power to said wireless data communications radio, said power supply further including a circuit for emulating the impedance behavior of a florescent tube.

On the other hand, Holmes et al, from the same field of endeavor, discloses a wireless phone that includes an antenna, which allows wireless communication between the wireless phone and a base station, access point or other components of a wireless or cellular network. The connection device provides both a power connection and an audio connection between the vehicle and the wireless phone. The connection device includes a vehicle adapter, a Bluetooth

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module, a power cord, and a phone power connector. The vehicle adapter is a cigarette lighter adapter, which is adapted to plug in to the cigarette lighter socket in an automobile or other vehicle so as to receive DC power from the automobile (figs. 1-4; col. 4, lines 1-61).

Furthermore, the vehicle adapter is connected to the main cord, where the main cord includes components to transmit power from the vehicle adapter to the wireless phone and to transmit audio signals back and forth between the Bluetooth module located in the vehicle adapter and the wireless phone (col. 5, line 2- col. 6, line 65; col. 7, lin 9- col. 8, line 65).

Barkan et al also discloses a device for generating and scanning the light beam, desirably a visible laser diode. The ring scanner further incorporates a detector for detecting the

Light beam reflected by a bar code symbol. The module further includes a display for displaying status, control or other relevant information to the user. The module further includes a power supply arranged to power both the module and, by the wired link between the interfaces of the two components, the ring scanner and the circuit board to which the ASIC and the connector are mounted in relation to the laser and scan mirror. The modular form of the reader component can comprise a board with the reader module at one end and a connector at the other end allowing the board to be mounted in any desired housing and connected as appropriate, for example to a gun-housing, a flat terminal-type housing or a cigar-shaped housing (col. 5, lines 7-51; col. 13, line 28- col. 14, line 44). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Barkan to the modified system of Holmes and Connolly in order to allow a user the flexibility to use a connection device to provide both electrical power for a wireless phone and Bluetooth-capability for wireless communication with Bluetooth device.

2. Claim 14 is rejected under 35 U.S.C. 103(a) as being unpatentable over Connolly et al (US Patent No 6764012 B2) in view of Holmes et al (US Patent No 6636749 B2) and Barkan et al (US Patent No 6098877). as applied to claim 12 above, and further in view of Mahany et al (US Patent No 6654378 B1).

Regarding claim 14, Conolly and Holmes disclose everything claimed as explained above except the features of a wireless communications radio that is arranged to act as a master device and communicate with mobile units and arranged to act as a slave device and communicate with at least one other fixed location wireless communications device.

However, Mahany shows a typical communication exchange between a peripheral LAN master device having virtually unlimited power resources and a peripheral LAN slave device. The master periodically transmits an idle sense message indicating that it is available for communication or that it has data for transmission to a slave device (figs. 11a-11b; col. 22, lines 30-67). In addition, the master mobile network participates as a master device in the peripheral sub network, and when within range of one of the first plurality of network devices, the mobile network device participates as a slave device in the wireless premises network (col. 5, lines 1-43). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to apply the technique of Mahany to the modified system of Barkan, Holmes and Connolly in order to use access point device that can be participated as a slave device to the longer range communication, and as a master device to the shorter range communication network.

Response to Arguments

3. Applicant's arguments with respect to claims 1-22 have been considered but are moot in view of the new ground(s) of rejection.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Marceau Milord whose telephone number is 571-272-7853. The examiner can normally be reached on Monday-Thursday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nick Corsaro can be reached on 571-272-7876. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

MARCEAU MILORD

Marceau Milord
Primary Examiner
Art Unit 2682


MARCEAU MILORD
PRIMARY EXAMINER